UNITED STATES DISTRICT COURT
for the

Western District of North Carolina

United States of America	)	
v.	)	
	)	Case No: __5:06CR22-06__
FORME LEE GENWRIGHT	)	USM No: __21619-058__
Date of Previous Judgment: __October 10, 2007__	)	Lucky Osho
(Use Date of Last Amended Judgment if Applicable)	)	Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ■ the defendant   ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

■ DENIED.   ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months **is reduced to** _____ .

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level:	__37__	Amended Offense Level:	__35__
Criminal History Category:	__VI__	Criminal History Category:	__VI__
Previous Guideline Range:	__360__ to __Life__ months	Amended Guideline Range:	__292__ to __365__ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☐ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

■ Other (explain): No reduction as Defendant was originally sentenced at the statutory minimum pursuant to USSG § 5K1.1. Thus, a reduction in his guideline range would not have resulted in a lesser sentence, as there was no waiver under 3553(e) filed at sentencing.

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated __October 10, 2007,__ shall remain in effect.

IT IS SO ORDERED.

Order Date: __December 18, 2009__

Effective Date: _____
(if different from order date)

Richard L. Voorhees
United States District Judge